

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

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**KELLY BLAND,**

**Plaintiff,**

**v.**

**1<sup>ST</sup> TEXAS HEALTH & LIFE LLC, a Texas  
Limited Liability Company, AARON  
HANSOME an Individual, and JOHN DOE  
Defendant.**

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**Case No. 4:24-cv-01022-O-BP**

**PLAINTIFF’S ANSWER TO DEFENDANT’S COUNTERCLAIM**

Plaintiff Kelly Bland hereby files her Answer to Defendant Aaron Hansome’s Amended Counterclaims, and states as follows:

**I. PARTIES**

1. Plaintiff admits this allegation.
2. Plaintiff admits this allegation.

**II. JURISDICTION AND VENUE**

3. Plaintiff denies this allegation.
4. Plaintiff denies this allegation.

**III. FACTUAL BACKGROUND**

5. Plaintiff admits she has filed lawsuits under the TCPA, some of which redacted her telephone number and/or used her maiden name. Plaintiff otherwise denies this allegation.
6. Plaintiff denies this allegation.
7. Plaintiff denies this allegation except to the extent that, on April 18, 2024, she asked that all further communication be in writing via email.

8. Plaintiff admits this allegation, but denies any allegation that any enforceable contract existed between the parties on this point, or that Plaintiff ever breached such contract.

9. Plaintiff denies this allegation except to the extent that that she called Defendant on February 28, 2025.

10. Plaintiff admits she got married and changed her name, and filed this complaint under her married name.

11. Plaintiff denies this allegation except to the extent that she redacted her telephone number in her complaint.

12. Plaintiff denies this allegation.

#### **IV. CAUSES OF ACTION**

##### **A. Fraud**

14. Plaintiff denies this allegation except to the extent that she redacted her telephone number in her complaint.

15. Plaintiff denies this allegation.

16. Plaintiff denies this allegation.

17. Plaintiff denies this allegation.

##### **B. Intentional Misrepresentation**

18. Plaintiff denies this allegation.

19. Plaintiff admits she got married and changed her name, and filed this complaint under her married name. Plaintiff otherwise denies this allegation.

20. Plaintiff denies this allegation.

21. Plaintiff denies this allegation.

**C. Abuse of Process**

22. Plaintiff denies this allegation.

23. Plaintiff denies this allegation.

24. Plaintiff admits she called Defendant on April 26, 2024, but otherwise denies this allegation and specifically denies any allegation that any enforceable contract existed between the parties not to call, or that Plaintiff ever breached such contract.

25. Plaintiff denies this allegation.

**V. AFFIRMATIVE DEFENSE: FAILURE TO MITIGATE DAMAGES**

26. Plaintiff denies this allegation.

27. Plaintiff denies this allegation.

28. Plaintiff denies this allegation.

**PLAINTIFF'S AFFIRMATIVE DEFENSES**

29. Defendant's alleged claims are barred, in whole or in part, by the applicable statutes of limitation, laches, waiver, payment, unclean hands, accord and satisfaction, and/or estoppel.

30. Defendant's alleged claims are barred, in whole or in part, by setoff, deduction, or recoupment.

31. Defendant's alleged claims are barred, in whole or in part, because Defendant fails to state a cause of action upon which relief can be granted.

32. Defendant's alleged claims are barred, in whole or in part, by estoppel.

33. Defendant's alleged claims are barred, in whole or in part, by waiver.

34. Defendant's alleged claims are barred, in whole or in part, by ratification.

35. Defendant's alleged claims are barred, in whole or in part, by failure to mitigate his damages.

Plaintiff reserves the right to assert any affirmative defenses when facts supporting said affirmative defenses become known and/or available to her.

**PRAYER**

WHEREFORE, Plaintiff prays that this Court:

- (1) Enter a judgment against Defendant on all his claims; and
- (2) Grant Plaintiff such other and further relief, both at law and in equity, to which she may show itself to be justly entitled.

Dated June 19, 2025



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